IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 315 OF 2005

MR.PRATAP A.MARDOLKAR, MORMUGAO GOA. ....Petitioners

Versus

THE STATE OF GOA THROUGH CHIEF SECRETARY AND 3 ORS., ...Respondents

Shri A. N. S. Nadkarni, with Mr. H. D. Naik, Advocates for the petitioner.

Shri S. S. Kantak, Advocate General with Ms. G. Bhonsule, Addl. Govt. Advocate for the respondent No.1

Shri Menino Pereira, Advocate for the respondent No.2.

Coram:- R. M. LODHA &
N. A. BRITTO, JJ.

Date:- 30th August, 2005

P.C.

During the course of motion hearing, Mr. Pereira, the learned Counsel for the respodent No.2 made a statement before us that no action shall be taken for demolish of the petitioner's structure in Survey No. 115/1 until a show cause notice is given to the petitioner and an appropriate order is passed after hearing the objections of the petitioner pursuant to the show cause notice.

2. We accept the statement of the learned Counsel for the respondent No.2 and in view thereof, the grievance of the petitioner is not required to be examined by us on merits. The writ petition stands disposed of accordingly.

R. M. LODHA, J.